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DATE: April 9, 2008

TO: Examiner John P. Leubecker  
TC Art Unit: 3739

Fax No.: 571-273-8300

FROM: Thomas O. Hoover

No. of pages transmitted  
(including this page):

Our File: NLI-002AX

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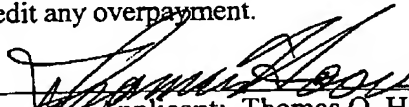
Application No. 10/092,033

Filed Date: March 5, 2002

Confirmation No.: 7761

A confirmation copy of this transmission will not be mailed unless the following is checked: ☐  
MESSAGEPLEASE DELIVER DIRECTLY TO:  
EXAMINER John P. Leubecker, Tel. (571) 272-4769  
TC ART UNIT NO: 3739**FOR ENTRY**Enclosed for filing please find a:  
NOTICE OF APPEAL

The Commissioner is hereby authorized to Charge Deposit Account No. 23-0804 for any additional filing fees associated with this communication or credit any overpayment.

  
Attorney for Applicant: Thomas O. Hoover  
Registration No. 32,470

326216.1

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Rev 01/07

APR 09 2008

Application No. 10/092,033  
Filed: 3/5/02  
TC Art Unit: 3739  
Confirmation No: 7761WEINGARTEN, SCHURGIN, GAGNEBIN & LEOVICI LLP  
Ten Post Office Square  
Boston, Massachusetts 02109  
Telephone: (617) 542-2290  
Telecopier: (617) 451-0313

Date: April 9, 2008

Attorney  
Docket No.: NLI-002AX

## NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF APPEALS

In re application of: Stephen F. Fulghum

Entitled: AUTOFLUORESCENCE IMAGING SYSTEM FOR ENDOSCOPY

VIA FACSIMILE

Sir:

Applicant hereby appeals to the Board of Appeals from the decision dated October 10, 2007 of the Examiner finally rejecting claims 1-11 and 21-26.

The Commissioner is authorized to charge payment of \$510.00 to Deposit Account No. 23-0804 for the cost of the Notice of Appeal.

The following checked items are appropriate:

A timely response to the final rejection:

04/10/2008 PCHOMP 00000015 230804 10092033


01 FC:1401 510.00 DA

☐ has been filed ☐ is hereby filed

An extension of time to respond to the final rejection:

1. ☐ was requested on \_\_\_\_\_ for \_\_\_\_ month(s);2. ☒ is hereby requested for 3 month(s) the Commissioner is authorized to charge payment of \$1,050.00 to Deposit Account No. 23-0804.3. ☐ is included on the enclosed amendment transmittal form along authorization to charge \$\_\_\_\_\_ to Deposit Account No. 23-0804 for the extension fee.☐ In the event a Petition for Extension of Time is required by this paper and not otherwise provided, such Petition is hereby made and authorization is provided herewith to charge Deposit Account No. 23-0804 for the cost of such extension.☒ The Commissioner is hereby authorized to charge payment of any additional filing fees under \$1.16 associated with this communication or credit any overpayment to Deposit Account No. 23-0804.

I hereby certify that this correspondence is being sent via facsimile to Examiner Leubecker, TC Art Unit 3739, Fax No. (571) 273 8300 on April 9, 2008

  
Attorney of Record: Thomas O. Hoover  
Registration No.: 32,470

trb/365373.1